CONTRACT #1 RFS # 335.03-749

Department of Commerce & Insurance

Fire Prevention Division

VENDOR:
Kenneth R. Culver
Deputy Electrical Inspector



STATE OF TENNESSEE DEPARTMENT OF COMMERCE AND INSURANCE 500 JAMES ROBERTSON PARKWAY NASHVILLE, TENNESSEE 37243-5065 615-741-6007

PHIL BREDESEN GOVERNOR PAULA A. FLOWERS COMMISSIONER

RECEIVED

NOV 2 2 2006

FISCAL REVIEW

November 16, 2006

Ms. Leni Chick Fiscal Review Committee 8th Floor, Rachel Jackson Building Nashville, Tennessee 37243

Re: Terms of Contract/Amendment and Basic Justification for the Non-Competitive Procurement

Dear Ms. Chick:

Background of Current Electrical Inspecting Contracting Process

As prior Alternative Competitive Procurement Method (ACPM) requests from the Department of Commerce and Insurance, Division of Fire Prevention, Electrical Inspection Section have stated, the Department is required by law to perform inspections of electrical installations in accordance with Tenn. Code Ann. § 68-102-143; furthermore, such statute requires the Commissioner of the Department to contract with deputy inspectors for their services in making electrical inspections. At the close of last fiscal year, we evaluated the feasibility of appointing full-time state employees to provide the inspection services required by law, and a bill was filed in the legislature which would allow the Commissioner to employ such inspectors. Ultimately, the final version of the bill, which passed and was signed into law, required the Commissioner [of Commerce and Insurance] to "contract with each deputy electrical inspector through his or her professional corporation to provide electrical inspection services." Public Acts, Chapter 877 (2006) (a copy of which is attached). The Department will no longer be able to enter into contracts with an individual for electrical inspection services but will be required to contract with the "inspector through his or her professional corporation..." Id.

The Deputy Electrical Inspectors (DEIs), now through their individual professional corporations, perform electrical inspections on behalf of the Electrical Section of the State Fire Marshal's Office to ensure that electrical conductors and equipment within or on public and private buildings and other premises throughout the state meet minimum adopted state electrical safety standards.

Amendment Currently Under Review- Returned by the Comptroller

Amendment Six (6) to contract # FA-04-15613-00 was necessary because Mr. Culver had already performed inspections work exceeding the maximum liability of two hundred forty-eight thousand three hundred and eighty-one dollars (\$248,381.00) before the end of his contract, on September 30, 2006. The reasons Mr. Culver exceeded this maximum amount were two-fold: first, the original calculated maximum liabilities of the contract and subsequent amendments were simply estimates based on past historical data of inspections. The Department has no way of knowing how many new homes will be built or how many total electrical inspections will be required in any given area. The Department's estimate of the number of required electrical inspections in Mr. Culver's area was too low. Second, electricity cannot be connected to the structure on a permanent basis without an electrical inspection. Tenn. Code Ann. § 68-102-143(c). If Mr. Culver did not perform the inspections, citizens of the state would go without electrical power until an inspection was completed. Mr. Culver is the only inspector in the Somerville area to perform electrical inspections. The only other option for performing inspections in Mr. Culver's area is a roving (part-time) inspector from the Millington area, quite a distance from Somerville (approximately forty-nine (49) miles). The Department is thus severely short staffed in West Tennessee. However, a recent statewide search for Deputy Electrical Inspectors only found one additional qualified individual for the Deputy Electrical Inspector positions, and we anticipate on contracting with him through his professional corporation in the immediate future.

Sixty (60) Day Time Frame Issue

The reason for the lack of a sixty (60) day lead time was also two-fold: first, Mr. Culver was performing more inspections than usual, and he did fail to notify the Department that the original calculated maximum liability for his contract was going to be insufficient. Second, with all of the confusion surrounding passage of the new Deputy Electrical Inspector bill and the compounded confusion resulting from the debate over whether or not a maximum liability of one hundred and seventy-five thousand dollars (\$175,000.00) was going to be allowed for the Deputy Electrical Inspector contracts, the Electrical Section failed to notice that Mr. Culver was fast approaching his maximum liability. Thus, by the time the Department saw the error, the sixty (60) day window had passed.

Based upon the above reasoning concerning the additional maximum liability on Mr. Culver's contract, I request that the Fiscal Review Committee accept this Department/Division's explanation of the delay in submitting the proper documents to the Committee and approve the contract amendment under consideration.

Sincerely,

Paula A. Flowers

Commissioner, Department of Commerce and Insurance

PAF/EHT/EHN/MMS/MBP/sks

Paul a a. Hours

REQUEST: NON-COMPETITIVE AMENDMENT

APPROVED

RECEIVED

NOV 2 2 2006

FISCAL REVIEW
Commissioner of Finance & Administration

Date:

	EACH RE	EQUEST ITEM BELOW <u>MUST</u> BE DETAILED OR ADDRESSED <u>AS RI</u>	EQUIRED.							
1)	RFS#	335.03-749								
2)	State Agency Name :	Department of Commerce and Insurance, Fire Prevention Divis	sion, Electrical Inspection Program							
		EXISTING CONTRACT INFORMATION								
3)	Service Caption :	Conduct Inspections of electrical installations in accordance wi	ith applicable laws and rules							
4)	Contractor:	Mr. Kenneth R. Culver, Deputy Electrical Inspector								
5)	Contract #	FA-04-15613-00								
6)	Contract Start Date: September 1, 2003									
7)	<u>Current</u> Contract End Date IF <u>all</u> Options to Extend the Contract are Exercised: September 30, 2006									
8)	Current Total Maximum Cost IF all Options to Extend the Contract are Exercised : \$248,381.00									
		PROPOSED AMENDMENT INFORMATON								
9)	Proposed Amendment #		FA-04-15613-06							
10)	Proposed Amendment Effe (attached explanation requir	ective Date : ed if date is < 60 days after F&A receipt)	September 29, 2006 - the date of the amendment's execution (see attached explanation)							
11)	Proposed Contract End Da	ate IF <u>all</u> Options to Extend the Contract are Exercised :	September 30, 2006							
12)	Proposed Total Maximum	Cost IF <u>all</u> Options to Extend the Contract are Exercised :	\$258,381.00							
13)	3) Approval Criteria : X use of Non-Competitive Negotiation is in the best interest of the state (select one)									
	only one uniquely qualified service provider able to provide the service									
14)	14) Description of the Proposed Amendment Effects & Any Additional Service :									
whi	The proposed amendment adds ten thousand dollars (\$10,000.00) to the maximum liability of Mr. Culver's contact with the Department, which ended on September 30, 2006. This amendment was necessary to ensure Mr. Culver is paid for work he has already completed on behalf of the Department.									

15) Explanation of Need for the Proposed Amendment :							
Contract Number FA-04-15613-06 (Amendment 6) is necessary because Mr. Culver had already performed inspections that exceeded the maximum liability of two hundred forty—eight thousand three hundred and eighty-one dollars (\$248,381.00) before his contract expired on September 30, 2006. The reasons Mr. Culver exceeded this maximum amount were two-fold: first, the original calculated maximum liabilities of the contract and subsequent amendments were simply estimates based on historical data of inspections in that area. The Department has no way of knowing how many new homes will be built or how many total electrical inspections will be required in any given area. The Department's estimate of the number of required electrical inspections in Mr. Culver's area was too low. Second, electricity cannot be connected to the structure on a permanent basis without an electrical inspection. If Mr. Culver did not perform the inspections, citizens of the state would go without electrical power until an inspection was completed. see Tenn. Code Ann. § 68-102-143(c). Mr. Culver is the only electrical inspector in the Somerville area. The only other option for performing inspections in Mr. Culver's area is a roving (part-time) inspector from the Millington area, quite a distance from Somerville (approximately forty-nine (49) miles). The Department is severely short-staffed in West Tennessee. A recent statewide search for Deputy Electrical Inspectors only found one additional qualified individual for the Deputy Electrical Inspector positions, and we anticipate on contracting with him through his professional corporation in the immediate future.							
16) Name & Address of Contractor's Current Principal Owner(s): (not required if proposed contractor is a state education institution)							
The contractor was, until the new and approved contracts went into effect October 1, 2006, an individual.							
Kenneth R. Culver, 2380 Warren Road, Oakland, Tennessee 38060 (State contracted Deputy Electrical Inspector)							
17) Documentation of Office for Information Resources Endorsement : (required only if the subject service involves information technology)							
select one: Documentation Not Applicable to this Request Documentation Attached to this Request							
18) Documentation of Department of Personnel Endorsement : (required only if the subject service involves training for state employees)							
select one: Documentation Not Applicable to this Request Documentation Attached to this Request							
19) Documentation of State Architect Endorsement : (required only if the subject service involves construction or real property related services)							
select one: Documentation Not Applicable to this Request Documentation Attached to this Request							
20) Description of Procuring Agency Efforts to Identify Reasonable, Competitive, Procurement Alternatives :							
As prior Alternative Competitive Procurement Method (ACPM) requests from the Department of Commerce and Insurance, Division of Fire Prevention, Electrical Inspection Section have stated, the Department is required by law to perform inspections of electrical installations in accordance with Tenn. Code Ann. § 68-102-143; furthermore, such statute requires the Commissioner of the Department to contract with deputy inspectors for their services in making electrical inspections. At the close of last fiscal year, we evaluated the feasibility of appointing full-time state employees to provide the inspection services required by law, and a bill was filed in the legislature which would allow the Commissioner to employ such inspectors. Ultimately, the final version of the bill, which passed and was signed into law, required the Commissioner [of Commerce and Insurance] to "contract with each deputy electrical inspector through his or her professional corporation to provide electrical inspection services." Public Acts, Chapter 877 (2006) (a copy of which is attached). The Department will no longer be able to enter into contracts with an individual for electrical inspection services but will be required to contract with the "inspector through his or her professional corporation" Id.							
If a typical Request For Proposals (RFP) process was used to procure electrical inspection services it would be difficult to achieve the necessary continuity of service, given the cumbersome nature of that process. With the number of contractors required, approximately (85-95), an RFP would be so cumbersome in the submittal of proposals and the reviewing of such proposals, that the citizens of the state would likely suffer undue delay in obtaining electrical inspections.							
Additionally, during recent statewide advertisement and solicitation for potential Deputy Electrical Inspector contractors, the Department was only able to find one new potential contractor, not otherwise under contract with the department, who met the minimum qualifications.							
21) Justification for the Proposed Non-Competitive Amendment :							
Mr. Culver has already performed the work for the State. He has performed a statutorily mandated service for the citizens of this State in that electricity cannot be connected to a new installation on a permanent basis without an approved electrical inspection. Tenn.							

the closest other contracted inspector is approximately forty-nine (49) miles away. The necessity of providing thorough, timely and consistent electrical inspections to the citizens of this State should justify this amendment.

REQUESTING AGENCY HEAD SIGNATURE & DATE:

(<u>must</u> be signed & dated by the <u>ACTUAL</u> procuring agency head as detailed on the Signature Certification on file with OCR— signature by an authorized signatory will be accepted only in documented exigent circumstances)

Paula a. Howers

Agency Head Signature

November 21, 2006

Date

	CON	ITRACT	s u i	M M A R	Y S H	EET	021406
RFS#							
	33503 04 0	13 014			FA-	04-1561	3-00
State Agend	y series			, State Agency	Division &		
Commerce	and Insurance			Fire Prever	ntion-Electric	al Inspector	s RECEIVED
Contractor	Name		横轴刺	Contractor ID	#(FEIN OFS	SN) HA	MOV 2 2 2008
Kenneth R	Cuiver.			C- or X	V- 4098	21310 00	
Service Des	idiplion						
the Nation: stabilizing	al Electrical Code and up systems for compliance	o to 16 hours training on Submit reports of insp	manufa ections p	ctured home sta performed and o	abilizing syste ther reports a	ems. Inspectas as directed.	•
Contra	ej Begjij Date 144. ju	Confract End Date		//SUBRECIPIE	NT of VEND	OR2	CFDA##
1 '	mber 1, 2003	September 30 2000		Ve	endor	indulate especial de la compa	Generalisek ist in the North Store I habite in conservation are now, with some conservation of the Science Sci
	TRUE Statement			Y Contrac	tor's Form \	N-9 is on fil	e in Accounts
	Code Cost Cente	r : Object Code					
33503		083		11			
FY	State	Federal	Interc	lepartmental -	ott	er	TOTAL Contract Amount
2004	43,800.00			· 			43,800.00
2005	75,900.00		į				75,900.00
2006	100,000.00						100,000.00
2007	38,681.00						38,681.00
TOTAL	258,381.00	ST . H					\$258,381.00
CO	MP ETE FOR AMEND	MENTS ONLY	State	Agency Eiscal	Contact & F	elephone:#	
, Ey	Base Contract & Prior Amendments :	THIS Amendment ONLY	Eugen	e Neubert, Chie	f Fiscal Serv	ices Officer	615-253-6846
2004	43,800.00		State	Agency Budge	Officer App	roval!	
2005	75,900.00				- L	1/2	,,
2006	100,000.00					1	
2007	28,681.00	10,000.00	Fundi	ng Certification	(certification	required by:	T.C.A., § 9-4-5-113, that there is
		-	a balar paid th	ice in the applican at is not otherwise	encumbered aden non-wil	on the congation pay obligat	ed expenditure is required to be lons previously incurred)
TOTAL:	\$248,381.00	\$10,000.00			•		•
End Date:	June 30, 2006	September 30, 2006				1.	
Activities and restricted states	Gwnership: (complete or	aly for base contracts with	ontract.#	prefix: FA.or GR)			
			spanic		nall Business	X	NOT minority/disadvantaged
Asian	Fema		tive Ame	rican 🔲 OT	HER minority	/disadvantag	jed—
	Selection Method (con	plete for ALL base contrac	ts— N/A	to amendments o	r delegated aŭ	thorities)	
RFP	•	Competitiv	re Negoti	ation		Altern	ative Competitive Method
	n-Competitive Negotiation			ernment (e.g., D.		Other	
Procureme	nt Process Summary	complete for selection by A	lternative	Method, Compet	itive:Negotiatio	n: Non-Com	etitive Negotiation; OF Other)

AMENDMENT FIVE (6) TO CONTRACT #FA-04-15613-00 BETWEEN THE STATE OF TENNESSEE, DEPARTMENT OF COMMERCE AND INSURANCE AND DEPUTY ELECTRICAL INSPECTOR KENNETH R. CULVER

This CONTRACT, by and between the State of Tennessee, DEPARTMENT OF COMMERCE AND INSURANCE, hereinafter referred to as the State, and KENNETH R. CULVER, hereinafter referred to as the CONTRACTOR, is hereby amended as follows:

1. Delete Section C.1. Maximum Liability in its entirety and insert the following in its place:

C.1. In no event shall the maximum liability of the State under this Contract exceed two hundred fifty-eight thousand three hundred eighty-one dollars (\$258,381.00). This amount shall constitute the entire compensation due the Contractor for the service and all of the Contractor's obligations hereunder regardless of the difficulty, hours worked, or materials or equipment required. The Contract amount includes, but is not limited to, all applicable taxes, fees, overhead, profit and all other direct and indirect costs incurred or to be incurred by the Contractor.

The other terms and conditions of this Contract not amended hereby shall remain in full force and effect.

IN WITNESS WHEREOF,	
KENNETH R. CULVER:	,
Kameth R. Calver	7.29.06
Signature	Date
KENNETH R. CULVER DE	I 5050
Signatory Printed Name and Title	
DEPARTMENT OF COMMERCE AND INSURANCE:	
Paula A. Flowers, Commissioner	Date
APPROVED:	
DEPARTMENT OF FINANCE AND ADMINISTRATION:	
M. D. Goetz, Jr., Commissioner	Date

t.		
DEPARTMENT OF PERSONNEL:		
		F
Deborah E. Story, Commissioner	Date	
COMPTROLLER OF THE TREASURY:		
John G. Morgan, Comptroller of the Treasury	Date	

	CON	TRACT	UMMA	RYS	HEET	021406
RFS#			Gontract	###	Ellat- Inv obside . 1 - III	
	33503 04 01		`		FA-04-15613	
State Agend	villa de la companya		State Age	ency Divisio	n en	
Commerce	and Insurance		- I		ectrical Inspectors	
⊴Contractor	Name		Contract	or ID # (FEI	Norssn)	
Kenneth R	. Culver	•	□ C- «	or 🛛 V-	409821310 00	
	cription				egenrajaja amarija i Justa Justa duserdas	
To conduc	t inspections of electrical	installations in accorda	nce with all applica	able statutes	and submit report	ts bi-weekly.
Contra	ict Begin Date				VENDOR?	CFDA#
Septe	mber 1, 2003	September 30 2006	ininingan assertanti Stancon panangangan pa	vendor		
	TRUE Statement		X Co	ntractor's F	orm W-9 is on fil	e in Accounts
Allotment	Code Cost Center	# Object Code		Fund	ing Grant Code	Funding Subgrant Code
33503	•	083	11	<u> </u>	aa laasii ka e mareey ka e madayya ka pari gir	
FY	State	Federal	Interdepartmen	tal -	Other	TOTAL Contract Amount
2004	43,800.00					43,800.00
2005	75,900.00		· .			75,900.00
2006	100,000.00			<u>_</u>		100,000.00
2007	28,681.00					28,681.00
			· · · · · · · · · · · · · · · · · · ·			
						248,381.00
. ТОЛАЕ,	248,381.00	and the second second second second second second				1
CC CC	MPLETE FOR AMENDA	IENTS ONLY THIS Amendment			ct & Telephone#	The second secon
FY.	Base Contract & Prior Amendments	ONLY		Allower and Statement Contact their	al Services Officer	615-253-6846
2004	43,800.00		State Agency B	udget Offic	er Approval	
2005	75,900.00		5	19-1	Les III	1 2006 1
2006	100,000:00	<u> </u>				1 AUN
2007		28,681.00	- a halance in the a	percension fi	om which the obliga	EG.A.25 9.4-6113, teat there is teckexpenditure is required to the control of the
		and the same of th	The state of the s		nbered to eay obliga \	lions previously incured
		And Agents	all of		<u></u>	
TOTAL:	219,700.00	28,681.00	# ## F			Company of the Compan
End Date:	June 30, 2006	September 30, 2006	inganan-ngarat di Albanan ngarat di Albanan			
Contractor	Ownership (complete or	ly for base contracts with	contract/#jpjefixirFA	-		(f. 72)
Africa	an American Perso	n w/ Disability 🔲 H	spanic	Small B		NOT minority/disadvantaged
Asiar	Tema		ative American		ninority/disadvanta	The state of the s
	r Selection Method (con			nents or deleg		native Competitive Method
RF	*		ve Negotiation on w/ Government (- 	•
No	on-Competitive Negotiation					npatitive Negotiation, OR Other)
E POCUI EN	Cite (1.00C22 Out middly 1	town in the section is an experience of the section	e	the section of the se		

				CONT	RAC					and the same	and a minute of Alle	Marinia irania zelikira za	nionanth Interview statistics	8-8-05
RFS#	表記意識						Contrac	t# 8						
		33503	3 04	013 014		,		· 	F	A04-	1561	3-0004		
State A	gency						- And Alexander and Street Co.	- Ill Mandayl 1 cc 1 cc	Division			id to all t		
		d insurance							on- Electri				anthrian by a lithren ber	irk strop our Living
ACCE. 2. 35-111-3034	Per Association Contract	ne may ita				fi th die	Control of Manters Co.	tor:ID	#(FEIN C	Allen II Hei v meta)	HAT STORES HE HAT HE	A Color manager - Chin / Co		
	eth R. Cı		P. Halistanska i S.	et voissa varantila neistääli teesi siijava	a department of the second		C-	or	x V-	4098	321310	ou Danes or s		Description of the Control of the Co
A. C. Sticker of Mills and A.	Think could be blocked that all	ption	NECESHIER PRODUCES	THE PERSON NAMED OF THE PERSON NAMED IN COLUMN ASSESSMENT OF THE PERSON NAMED					the end i					
				l installations i										
Edgand Kees 14, 140	A street to the second	er 1 2003		differential and in 1975 and according	30 2006		Parameter River		ndor	- 1-190 A				
		ent is TRU				17954								
X	Hand Service Transfer	CTROST STORY - METERS STORY STORY	AND DOMESTIC	S as required	i I	X	Contrac	tor's l	Form W-9	is or	ı file in	Accounts	as requ	ired
				Object			nd A	Fu	nding Gr	ant C	ode:	Funding	Subgran	itiCode
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	3503	0		08				annage Tips 1		up mer or §				
##FY#		State		- Federa		Interde	partmer	tale.		ther		TOTAL	ontract	Ameunt
2004	\$	43,800										\$	43	,800.00
2005	\$	75,900	0.00									\$	75	,900.00
2006	\$	100,000	0.00									\$	100	,000.00
	 											\$		- 1
	 											\$		-
	 		_			-			· · · · · · · · · · · · · · · · · · ·			\$		-
TOTAL	\$ \$	219,700	0.00	\$	-	\$		-	\$		_	\$	219,	700.00
2012年出版社会 医松木	ar.	·		MENTS ONL	Y-2-2-04		nency Fi	scal C	ontact &	Telep	none #			
É	Bas	e Contract Amendme	8	THIS Amen	dment	ge Missinger investigation		*				er 615-25	118	1
2004	\$	43,800	STATE OF THE STATE OF	el (det judgu ber - a. Armi a. Armi a. Armi en	e planting stands a mission	State A	gency Bu	idget (Officer A	bbroż	al.			
2005	\$	75,900	0.00						1.					
2006	\$	80,000	0.00	\$ 20	,000.00		> <	٠, ح	166					
	 	· · · · · · · · · · · · · · · · · · ·		· · · · · · · · · · · · · · · · · · ·								dbÿ T.C.A		
	 -			,								which that otherwi		
		=				THE PERSON NAMED IN COLUMN TWO IS NOT THE OWNER, THE OW		150	riously in	14 14 14 14 17	ALL DESCRIPTION OF THE PARTY OF		se en cui	
TOTAL	\$ \$	199,700	0,00	\$ 20	00.000,0	ar ar la como di se	HER THE STREET	sekilisisis)	umpur novebel Seriller	-SHEDSKY	Market State Company	CONTRACTOR OF THE SECTION OF THE SEC	on appropriation of the second	nggazerri alle in te i Me fi F alle
End Dat	99	ine 30 2006		June 30 2		1							:	
THE PROPERTY OF	(A)	nership 🕷								v id				
Street and seek to HE Light	rican An	(Although Continue of the Cont	THE ALL VALUE OF THE PARTY OF T	Disabled	His	panic	on the second of the second of	Sma	II Busine	ss	NC	T minorit	y/disadva	antaged
As	ian			Female	Nat	ive Amer	ican	отн	ER mino	rity/di	sadvar	ntaged		
Contra	ctor Se	ection Met	hod.										洲流浪波流	http
	RFP	•			Co	mpetitive	e Negotia	ition	Į		Alterna	itive Proc	ırement i	Method
	Non-	Competitive	e Neg	otiation	Go	vernmen	t		[Other	1. 1.	r j F	
Procu	rementil	rocessi Su	mmai	rying 医唇管										
		r view in the second of the s	5 <u>(</u>)	116			E C Jun	<u></u> - 5	业 <u>尼</u> 2006					
						_	F	SCAL OF	FICE NSURANCE					
							COMM	MUE &	NOUTHINGS					

				ONTRACT	SÜ	MM/	NRY	SHE	EF	经则	和文字·新加州 传统中等					
RFS Number		235	03-04-0	r13-014	1	Contr	act Nu	mber			FA04	-15613	-06-0	3	<u></u>	
State Agenc	Y			i Insurance		Divisi			ontracto		e Prevention					
		₩₩: Gontracto	DI-E-My			X X	V -		om Mary Leingur Marie	Parket ale	The state of the s	•	Englar (All Philips	10 Jan 120 1	E. 2 Met	
		Kenneth R C	uiver				C-				409821310	00				
	相侧性的		A PARTY	PARTING Sen							非新维护系统				discording the second	
National Flec	trical Code	and up to 16 h	ours tra	s in accordance w ining on manufact ections performed	ured n	iome s	tabilizii	ng sysi	ems. ms	na cc pect	mpiete 16 no manufacture	d home	rraining e stabil i z	on the ling		
				THE PERSON NAMED IN		Contract End Date										
		September 1	2003			,					e 30 2006	One a secondario de	and the second second	100m (in the second	
Allotme	Allotment Code Gost Center Object Code							100	Grant is	neanst.	Grant Co	de	Subgr	ant Co	ode:	
335	503	07		083	ancinal law	11			on STA	Proc. Ob		Me mada t	Contrac	t Amo	i de filo	
IFY I	Stat	e Funds	Fe	deral Funds	in in	erdep Fu	artmer nds	ital	C Oth	ner F	unding E		e Allear			
04		\$43,800.00												\$43,80		
05		\$75,900.00									<u> </u>	-		\$75,90		
06		\$80,000.00												\$80,00	- :	
				·											0.00	
									<u> </u>			<u> </u>			\$0.00	
												 			\$0.00	
Total		\$199,700.00		\$0.00				\$0.00		in continue	\$0.00	<u>, </u>		199,70		
CFDA Numi	Der		o transporte)(ONLY;ifeth					
Name 5	Eugene N	State Fiscal (eubert, Chief Fi	THE PERSON	rvices Officer				e is th	ie Contr	acto	raVENDOR	? (per	OMB A	133)	x	
Address.		s Robertson Pk		ith fl D. C. Tower				Jis th	e Fiscal	Year	Fundings	RIGTL	YEMIN	ED?		
Phone:	615-253-6	846									Asthe Con	ractor	on STA	RS?	х	
	Procuring	Agency Budge	et Offic	er Signature				是加强和国际	是是是是是	物網網	ctors FORM	大型に大型といっ	Harris and the	COLUMN TOWN		
		<u>.</u>	/	7.				sthe C	美华国生活的人	PER MAN	ormiW:9:Eil g Centificati	A PARTY OF THE PAR	HACCOL	INISI Managar	X	
	5	حے -		R	· · · ·	Pursi	lant to	T.C.A.,	Section 9	-6-11:	3, I, M. D. Goe	lz, Jr., C	ommissi	oner of	建建筑	
	COMPLET	EFOR ALL'AI	VENDN	IENTS (only)		annr	priation	i from w	vhich this	obliga	eby certify that ation is required	d to be p	aid that i	ce in the Is not	е .	
	Ba Ba	ise Contract & Amendment	Prior	This Amendmen	ONL	other	wise en	cumber	red to pay	oblig	ations previous ই	sly incur:	<u></u>			
End	Datei≥	June 30 200	< 40, IA.M M#s.4<100	June 30 200	de in hardings			<u> </u>	CED	AND PROPERTY OF	F.		55 F	of the	-	
	04	\$43,	800.00				RU(دعر	SED				<u></u>			
Process and the state of the st	05	\$75.	900.00	(6200.	0	ATIC	22	2005			=				
regulation.	06			\$80	,000.0	1 1 1			-			Viele:	TAT!	7	-	
KEY:							RECTO	R OF	神动	15						
			···							A	PR 26 2	005				
			.						Prod hode?	-						
	Totals:	\$119	,700.00	\$80	,200.	00					o TEIC	E MOE				

			CONTRACT	SUL	/MAI	RY	SHE	Era						4040102
RFS Numbe	I.	33503-0	04-013-014	(4)	iontrac		and the same	To Live Street Section 1	(2015年) (2016年)	FA	4-156	13-012	gerge tramige of Automotive	MARKET MATERIAL
State Agenc	7	Commerce	and Insurance		Division					reventio			•	
		Contractor	经产 证公司。		×	v-	M FC	ontractor	arean a part Ma	wild in the control of the state of	F	er. 🦡		
		Kenneth R Culve	r			C-	•		4	098213 ⁻	10 00			
		AND ASSOCIATION COMPANYAGES AND ASSOCIATION AND ADMINISTRATIONS.	Sen Sen											
National Elec	ctrical Code	and up to 16 hours	ions in accordance w training on manufact nspections performed	ured ho	me stal	bilizin	g syst	ems. Insp	ect ma	nufactur	ed hor	ir traini ne stal	ng on tr pilizing	ne
			ate 斯勒里斯斯克斯斯						itract	End Dat	e 🚧		數學與實際	in the
		September 1 200		1						2005				
	g/Allotment Code 👑 🎉 Cost Center 🙉 S∦Object Code 👑 🤫 🕸				Fund					Grant(C	ode	羅Sul	ogrant (Code
335	503	07	083		11			on STAR	S					
EXECUTE OF THE PROPERTY OF THE	State	Funds	Federal Funds	Inte	rdepar Fund	2014	tal	Othe	Fun	ding .	20 中华江 4007-1-	ት ሰብ ጉህብ	tract Am amend	FEBRUARY AND
04	Assessment in the second of the second	\$43,800.00											\$43,8	800.00
05		\$75,700.00											\$75,7	700.00
					,									\$0.00
					•							* * *		\$0.00
			!											\$0.00
								<u> </u>						\$0.00
Total:		\$119,500.00	\$0.00				\$0.00			\$0.0	<u> </u>		\$119,	500.00
CEDA:Numb	jer.		·····································			P. Carrielan	ANNIE WELL	box (bel	计算机工程 计通		HARDINE GOOD	BT SAFAHA PACT	ACCOUNT OF THE PARTY NAMED IN	
Name	Fucene Ne	State Fiscal Cont eubert, Chief Fiscal	ESERTAN AND AND AND AND AND AND AND AND AND A	医制度语			D. Elight Transfer	e Contra	WITH CITY BY THE YE	ALCOHOLOGY AND	PERSONAL PROPERTY.	Hallow Company	Character and the factor of	_
Address:		Robertson Pkwy.	5th fl D. C. Tower	•			设建设建设建设	Fiscal Y	13 有量型 15 15 16 16		embracia, isan	会社の言語を記述	《新州公司》	х
Phone:	615-253-6	846							ig is	the Cor	itracto	r on S	TARS?	Х
THE PROPERTY AND ADDRESS OF THE PARTY.	Procuring	Agency Budget Of	ficer Signature				批明的法律关系	s the Con	计算图形 电影响	禁护型人名英格里巴拉拉	建筑社会以改成的		(1000年)	
	·		10			li is	以后等的	ontractor	PARTITION	AND STREET STREET	文的表现的基本的	h Acc	ounts?	X
	5	with			Pursuan	it to T	.C.A., S	Fun Section 9-6-	113, !,	M. D. Go	etz, Jr.,	Commi	ssioner	of
	COMPLET	E FOR ALL AMEN	DMENTS (ONLY)		Finance appropri	and A	Adminis from wi	itration, do hich this ob	hereby ligation	certify that is require	it there ed to be	is a bal paid th	ance in t at is not	the
	Ba	se Contract & Pric	This Amendment	ONLY	otherwis	se enc	umbere	ed to pay of	bligation	ıs previou —	ısiy incı -	ırred.		
Endi	Date >	June 30 2005	June 30 200		20	,				TAHAG	dM03	2004 AUG		
EX)4	\$43,000.	50 \$	00.008	40	5	A.		,			8		
in Allenda Habita	05	\$12,500.	\$63,	200.00		,	* - Dy	<i>7</i> .		P V		-2		
										ERVICES	年の	M		
	2									<u> </u>	FFIC	00 :11 WV	Ü	
FX.	•									C	1.1	ō		
EY:	.				1			•		-			•	
	Totals:	\$55,500.	00 \$64	,000.00										

1				I C	ONTRACT	SU	MMAR	Y	SHE	ET							
in R	FS Numbe		33503	3-04-01	3-014		Contract	Nun	nber:			FA	.04-156	313 -90	٥١		
COST	tate Agenc	y i	Commerc	e and	Insurance		Division:				Fit	e Preventi	on-Ele	ctrical	inspect	ors	
	"特别"和		Contractor			調整調		影響	Me C	ontrac	torilde	entificatio	n Num	ber	M	排散的	
			Kenneth R. Cul	ver		~		/- >-	409821310-00								
Li-					Sen	/ice D	escription	nl 🏄	建位10 00					Making a			
s	lational Elec ystems for o	ctrical Code compliance	of electrical instal a and up to 16 hou . Submit reports o	ırs trair f inspe	ning on manufact ections performed	ured h I and o	ome stabi ther repo	ilizin; rts a:	g syst s dired	ems. II cted.	nspect	manutacti	irea na	me sta	ning on abilizing	the I	
	in The		Contract Begin				June 30 2005										
			September 1 2		and the same of th	Scott, mer (manti-lar)	N - 4.47 0 - 1047.4076	z idzaleko ira	Ethil Mar			Grant	65.45.10		harant	Codo."	
	Charles and servery orders from	ELECTRICAL SHIPE STATE OF THE SHIPE	Cost Cente		Object Code		enter action of the control of			on ST		William Rain			Dynami		
	33	503	07		083	a structura Pro Trail	11			introduction (Inst) (AD	one said f	Property of the state of the st	ara dagans	ualioa.	aranak A	mount	
983	FY-	Stat	e Funds	Fed	eral Funds's	int	erdepartr Funds	阿里里 化		The C	ther F	unding				dments	
	04		\$37,000.00												\$37	,000.00	
	05		\$18,500.00												\$18	,500.00	
1											_					\$0.00	
																\$0.00	
												<u></u>				\$0.00	
-																\$0.00	
10 A A A A	Total		\$55,500.00		\$0.00				\$0.00			\$0.	00		\$55	5,500.00	
Ç	EDA Numi	oer:		a Average of 186	and the second s	and Companion and the	INCOME DE LA CONTRACTION DEL CONTRACTION DE LA C	12 12 12 12 12 12 12 12 12 12 12 12 12 1	A CHAPTER STREET	1975-17 1983 (1997)	HIGHER PROPERTY.) ONEY IF					
祖國是			State Fiscal Co	語のではい	vince Officer			sthe	de la constitue de	The state of the s		RECIPIEI Palvendo	and the second second	NAMES OF THE PARTY OF THE	ed-Months to Sechel Laborate	71K SI	
22	Name		eubert, Chief Fisc s Robertson Pkwy						CONTRACTOR OF THE PARTY OF THE	用供用的	计算的报酬 等其	Funding	音楽を見る	OCCUPATION AND PROPERTY.	の一門というできる。	إيوالان	
i.	thone:	615-253-6										is the Co	ALCOHOLOGY CONTRACTOR	A SECTION AND A PROPERTY OF	ESTA A ANNUAL PRICE ANALYSIS	Print 1	
12.0	为自己的人们的一种人们	2	Agency Budget	Officer	Signature 7.26					s the	Contra	ctor's FO	C James Carrier Street	and the second	and debter the second	w	
2.4	建筑是是	祖及孫和宋明朝國王	。 1.	Λ	/			İs				ormi W-9 i					
		-5-	- cl.,	Kn	6					A Mary Mills and Tells	The farmer of the same	g Certific	E. The Control of	CALCAL MANAGEMENT CO.			
P	ere constitution			Y I STATE		Hadatantaris	Finance a	and A	Adminis	stration,	do her	B, I, M. D. G eby certify t	at ther	e is a ba	alance ir	ı the	
Early (Line)		Contraction of the later of the	E FOR ALL AME	a series de legio	his A m endment		appropria otherwise	ation 1 e enc	from w umber	hich thi ed to pa	s obliga ıy oblig	ition is requi ations previ	red to b ously in	e paid i curred.	inat is no	ot	
THE PERSON NAMED IN		Addres (Mires) for	Amendments														
		Date >	June 30 2004		June 30 200	5	-						CO	<u>1007</u>			
100	AND THE PARTY OF T	04	\$37,00	0.00		<i></i>	-	•				5	00HPT)				
	EX	05		-	\$18, 	,500.0	J			<u></u>		1		1.1	Luzza	• .	
	FY				·	1	MA	P -				: ::		2		•	
	FY	-	· .			/	-	!!. <i>3</i>	1 2	004		ERVICES	OFFICE	ф Э			
	.FY:		<u> </u>			•	<u>.</u>					SE OF				\17	
	FY	est contains where	<u>:</u>			· 	_						~ ((-	1 1	Ϋ́	
		Totals:	\$37,00	100.00	\$18	,500.0	0						$-a_{j}^{*}(-b_{j})$	*/ :	3		

			: C	ONTRACT	SU	WW A F	Y SI	JEEN 4					
RES Numbe		335	503-04-01	3-014		Contract	Numbe	r. - y - 1			FA-0	4-15613	~~
State/Agent	7.11	Department of	of Comme	rce & Insurance		Division:			Fir	e Prevention		rical Inspecto	ļ
		Contract	or					Contract	or Ide	ntilication	Numbe		
		Kenneth R. (Culver				;- ·	·		V409-82-13	10-00		
				Ser					-				
National Ele	ctrical Code a	ind up to 16 h	ours train	n accordance w ing on manufact ctions performe	ured h	ome stabi	lizing sy	stems. In	na ca spect	mpiete 16 n manufactur	ours of ed hom	training on the stabilizing	ne
	操器机能区	ontract Beg	in Date		1 in a		Mary fi	海神總 C					
	September 1 2003 Allotment Code Cost Center Diject Code							ete do a Militaria Naiber		€ 30 2004	on promoving		- 1, id. of the 192
and the section of th			ter :	Object Code		Fund		Grant	apar a received	Figrant Co	ode 📲	Subgrant	Code
33	503	07		083	e se int	11 erdepartr	aental®	on STA	Was one sure		bu Tinta	l Contract An	atrive.
FY	State	\$37,000.00	Fede	ral Funds		h Eunds	COST CHEMIL PROPERTY.	1	her F	unding ()		le ALL amenc	
04		\$37,000.001	· · · · · · · · · · · · · · · · · · ·							<u> </u>		4011	\$0.00
	<u> </u>							 					\$0.00
										·			\$0.00
													\$0.00
													\$0.00
. Total:		\$37,000.00		\$0.00	-		\$0.0	00		\$0.00		\$37,	000.00
OFPA Num	SHERRES HELTALE	samuranda): "Surgiples enters	Street Company Conference	na addicante nuscua cumates annin all	da nasangan	福州市省市市	and Land College (1975年1975年	diginal Christmasichile S. 14	Wash Committee	White and Bravier distributions (By i-	ALL MARINE SELECTION AND ADDRESS.	eris YES	Security Commission Commission
Name:		state Fiscal 0 bert, Chief Fi		ces Officer		A STATE OF THE PARTY OF THE PAR	HERETTER STREET, THE	445 6480 96 (0.69) (45 640 92)	restriction of the state of the	ellutingen vincitis in set and an in the 21.	117	OMB A-133 OMB A-133	
Address		Robertson Pk		fl D. C. Tower			ist	he Fiscal	Year	Funding S	RHICTL	Y LIMITED:	x
Phone: 1	615-253-684			·						is the Con	tractor	on STARS	X.
	Rifocuning /A	jency Budge	t Officer	Signature								ATTACHED!	100
		11	0				起胸部側端部	CONTRACTOR CONTRACTOR		orm W-9 Fil g Certificati	ansaka sampan ng t	i Accounts	X
	7-0	the	*	·		Pursuant	to T.C.A.	, Section 9-	6-113	, I, M. D. Goe	z, Jr., C	Commissioner	of
	Action Programme Translation of the	EOR ALL AN	1,101 1-112-0-1111-1-1-1-1	ins (only)	fß	appropria	tion from	which this	obligat	tion is require	to be p	s a balance in paid that is not	tne
	Berging the property of the pr	Contract & Amendment	THE SECOND OF THE SECOND SECON	is Amendment	ONLY	otherwise	encumb	ered to pay	obliga	utions previous	\exists	اق سر کست	
End	Date X									ACC.		35	
		<u> </u>].				rn.			
	·				<u></u> -					(n)	다. -		
		·			-			The second of th	*******	, Alberta	77	25 A	
		-) 4) ni	NEA-		:'ن	, ;·*		
							1242	794.j			•		
FX					direct		and the second	To the second				÷	
	Fotals:	•	\$0.00		\$0.0	1	and company of			•		•	

REQUEST: ALTERNATIVE PROCUREMENT METHOD#458

APPROVED I Morgan	RECEIVE PROVED	item#9)
Comproller of the Treasury Date: 6-2304	The second section of the second section is a second section of the second section in the second section is a second section of the second section of the second section is a second section of the second section of the second section is a second section of the second section of the second section is a second section of the se	ner of Finance & Administration
Each of the request items below indicates spe	ecific information that must be individ	lually detailed or addressed as required.

			=	
	Each of the request items below indicates specific information that <u>must</u> be individually detailed or addressed <u>as required.</u> A request can not be considered if information provided is incomplete, non-responsive, or does not clearly address each of the requirements individually as required.			
1)	RFS#	335.03-731		
2)	State Agency Name :	Department of Commerce and Insurance, Fire Prevention Division, Electrical Inspection Program		
3)	Service Caption: Deputy Electrical Inspector – Extension of the present Deputy Electrical Inspector Contracts			
4)	Contract Start Date : (a	ittached explanation required if date is < 60 days after F&A receipt)	July 1, 2006 (This is the start date of proposed amendments to extend contract term 90 days. The actual contract start dates vary over the last three (3) fiscal years.)	
5)	Contract End Date IF a	Options to Extend the Contract are Exercised :	September 30, 2006	
6)	Total Maximum Cost IF	<u>all</u> Options to Extend the Contract are Exercised :	The estimated maximum liability for the proposed extension of the present Deputy Electrical inspectors' contracts for an additional ninety (90) day period is one million eight hundred seventy-six thousand seven hundred and three dollars	
			(\$1,876,703,00)	

7) Description of Service to be Acquired:

The Department of Commerce and Insurance is required by law to perform inspections of electrical installations in accordance with Tenn. Code Ann. § 68-102-143; furthermore, such statute currently requires the Commissioner of the Department to contract with deputy inspectors for their services in making electrical inspections. However, House Bill 4028 and Senate Bill 3927, pertaining to electrical inspectors, recently passed both chambers of the General Assembly, and this legislation will have a direct effect on the way this Department contracts with Deputy Electrical Inspectors for their services in the future. As of October 1, 2006, the Commissioner of the Department of Commerce and Insurance will be required "to contract with each deputy electrical inspector through his or her professional corporation. . . " Essentially, the Department will no longer be able to enter into a contract with an individual for electrical inspection services but will be required to contract with the "inspector through his or her professional corporation. . . "

The majority of electrical permit fee costs are set by Tenn. Code Ann. § 68-102-143, and the Department has determined that it shall retain 15% of those fees for administrative costs. With approximately 173,000 electrical permits issued in fiscal year 2004 – 2005, and approximately 228,000 electrical inspections performed during that same time period, continuity of service is essential for the well-being and safety of the general public. The program currently utilizes ninety-four (94) Deputy Electrical Inspectors (DEIs) to perform the required inspections. Each of these ninety-four (94) Deputy Electrical Inspectors' contracts expire on June 30, 2006. The current ACPM, approved by the Department of Finance and Administration and by the Comptroller of the Treasury, which has allowed for obtaining and contracting with Deputy Finance and Administration and by the Comptroller of the Treasury, which has allowed for obtaining and contracting with Deputy Finance and Administration and by the Comptroller of the Treasury, which has allowed for obtaining and contracting with Deputy Finance and Administration and by the Comptroller of the Treasury, which has allowed for obtaining and contracting with Deputy Finance and Administration and by the Comptroller of the Treasury, which has allowed for obtaining and contracting with Deputy Finance and Administration and by the Comptroller of the Treasury of the Treasur

JUN 1 9 2006

A new ACPM was approved by the Department of Finance and Administration on April 18, 2006 and by the Comptroller of the Treasury on April 26, 2006 (a copy of which is attached) that would allow and provide a method for obtaining and contracting with Deputy Electrical Inspectors from July 1, 2006 until June 30, 2011. However, because the recently enacted legislation (HB4028 and SB3927) will change the way the Department must contract with Deputy Electrical Inspectors from October 1, 2006 forward, through each of their professional corporations, and because of the necessary delay resulting from waiting to see what form the proposed legislation would eventually take, the Department has not yet been able to perform the processes set out in the newly approved ACPM for obtaining and contracting with Deputy Electrical Inspectors. The Department is therefore respectfully requesting that another ACPM be approved which would allow for extension of all of the present Deputy Electrical Inspectors' contracts from the period of July 1, 2006 until September 30, 2006. This extension of the present Deputy Electrical Inspectors' contracts will allow the Department the necessary time to follow the steps outlined in the previously approved, and above referenced, ACPM for obtaining and contacting with Deputy Electrical Inspectors form October 1, 2006 until June 30, 2011. If this ACPM is approved allowing for the extension of the present contracts until September 30, 2006, the current Deputy Electrical Inspectors would continue to perform electrical inspections on behalf of the Electrical Section of the State Fire Marshal's Office to ensure that electrical conductors and equipment within or on public and private buildings and other premises throughout the state meet minimum adopted state electrical safety standards. It may not be necessary to extend all ninety-four (94) of the present contracts as some of the current inspectors may not be interested in continuing past the June 30, 2006 current contract expiration date. Currently, only one such contract is known. Justification for Using an Alternative Procurement Method Rather Than an RFP: In 2003, an Alternate Competitive Procurement Method (ACPM) was initially designed, developed, and approved for the procurement of contractors to fill the Deputy Electrical Inspector positions. Over the past three years, this ACPM process has worked very well in procuring the highly skilled and trained individuals necessary to perform electrical inspections required by statute in order to protect the public from the dangers inherent in flawed electrical installations. We feel that the ACPM process ensures that any person, so desiring, will have a fair opportunity to apply for a Deputy Electrical Inspector's position. In addition to the past track record of success through an ACPM process, another vital reason for using the ACPM is continuity of service. Continuity of service in obtaining statutorily mandated electrical inspections is imperative with the tremendous number of electrical inspections performed across the entire state on a yearly basis. To illustrate the importance of such continuity in service, Tenn, Code Ann, § 68-102-143(c) sets forth a requirement that no electrical service may be connected to an installation on a permanent basis without an electrical inspection approval. Thus, the ACPM process becomes critically important in securing the required contractual services in a timely manner. If a typical Request For Proposals (RFP) process were used to procure electrical Inspection services, the necessary continuity, which is vital to the citizens of this State in securing electrical service in a timely manner, would be very difficult if not impossible to achieve given the cumbersome nature of the RFP process. It is very likely that at least the current number of ninety-four (94) electrical inspectors, if not more, will be needed in the coming fiscal year to provide inspection services. With this number of contractors required, an RFP would be so cumbersome in the submittal of proposals and the reviewing of such proposals, that the citizens of the state would likely suffer undue delay in obtaining electrical inspections which could yield dire results given the paramount importance of electrical service in society. The ACPM process will also allow this Department to maintain an efficient means of selecting the most qualified candidates to replace Inspectors or to hire additional inspectors should the need arise. The flexibility of the ACPM ensures that this Department will be able to meet the statutory obligations imposed upon it to provide electrical inspections to the citizens of this state in a timely manner. Proposed Alternative Procurement Procedures & Contractor Selection Criteria: Item nine (9) is not applicable as this ACPM is simply requesting permission to extend the present Deputy Electrical Inspectors' contracts, expiring on June 30, 2006, until September 30, 2006. 10) Documentation of Office for Information Resources Endorsement : (required only if the subject service involves information technology) select one: Documentation Not Applicable to this Request Documentation Attached to this Request 11) Documentation of Department of Personnel Endorsement: (required only if the subject service involves training for state employees) Documentation Attached to this Request select one: Documentation Not Applicable to this Request 12) Documentation of State Architect Endorsement : (required only if the subject service involves construction or real property related services) select one: Documentation Not Applicable to this Request Documentation Attached to this Request

REQUESTING AGENCY HEAD SIGNATURE & DATE: (must be signed & dated by the procuring agency head or authorized signatory)						
Paul A. Flow	-/EHA 6/14/2006	·				
Agency Head Signature	Date					

CHAPTER NO. 877

SENATE BILL NO. 3927

By Kyle, Cooper, Beavers, Black, Bowers, Bryson, Burchett, Burks, Cohen, Crowe, Crutchfield, Finney, Fowler, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Curtis S. Person, Jr., Ramsey, Southerland, Tracy, Williams, Woodson, Mr. Speaker Wilder

Substituted for: House Bill No. 4028

By McMillan, Curtiss

AN ACT to amend Tennessee Code Annotated, Title 68, Chapters 102 and 221, relative to electrical inspections.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-102-143, is amended by deleting subsection (a) and subsection (b)(1) in their entirety and by substituting instead the following language:

- (a) (1) The Commissioner of Commerce and Insurance may, in addition to the preceding provisions, authorize and appoint any person, acting through a professional corporation pursuant to § 48-101-601, who meets the qualifications as enumerated in subsection (a)(2) or (a)(3) as a commissioned deputy electrical inspector in this division, who shall have all the power of other deputies and assistants to enter any building or premises to make inspections of such buildings and their contents, and to report such inspections in writing to the commissioner. The commissioner is directed to contract with each deputy electrical inspector through his or her professional corporation to provide electrical inspection services. Such contracts shall be between the commissioner and the professional corporation employing such electrical inspector and such electrical inspectors shall not be deemed employees of the state for payroll purposes or otherwise.
 - (2) A deputy electrical inspector shall possess:
 - (A) A high school diploma or GED certificate;
 - (B) Practical experience consisting of at least five (5) years in electrical installation or inspection; and
 - (C) Proof of having passed a nationally recognized certification examination prescribed by the commissioner in both electrical one- and two-family dwellings and electrical general.
- (3) Deputy electrical inspectors under contract with the commissioner on June 30, 2006, shall be deemed to meet the qualification standards set forth herein. However, the commissioner may contract with a deputy electrical inspector meeting two (2) of the three (3) requirements of subdivision (2) if the commissioner is unable to locate a fully qualified individual, provided that the

individual meets all of the requirements within one (1) year after the date of the contract.

- (4) The commissioner shall provide a program to ensure that electrical inspection services are available throughout the state on a timely basis. An inspection shall be considered timely if it is performed within three (3) working days of when the request is made to the inspector.
- (b) (1) Deputy electrical inspectors appointed by the commissioner, or by the city official designated by the commissioner to make appointments in cities or municipalities authorized by the commissioner to conduct electrical inspections, are authorized to inspect electrical installations upon receipt of a request from the owner of the property, a licensed electrical contractor, or from any person, association, or corporation supplying electrical energy to the installations, or from municipal governing bodies, or from the county legislative body of the county in which the installations are located. Each inspector, acting through his or her professional corporation, is authorized to charge for and receive a fee for each inspection.
- SECTION 2. Tennessee Code Annotated, Section 68-221-414(a), is amended by deleting the language and punctuation "official electrical inspector, employed by or" and substituting instead the language "deputy electrical inspector".
- SECTION 3. For purposes of effectuating the intent of this act, the Commissioner of Commerce and Insurance is authorized to promulgate rules, including, but not limited to, rules by public necessity, in accordance with the Uniform Administrative Procedures Act, compiled in Title 4, Chapter 5.
- SECTION 4. For the purpose of promulgating rules, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect October 1, 2006, the public welfare requiring it.

PASSED: May 26, 2006

JOHN S. WILDER SPEAKER OF THE SENATE

JIMMY NAIFEH, SPEAKER

APPROVED this 15th day of June 2006

PHIL BREDESEN, GOVERNOR